

DECLARATION FOR PATENT APPLICATION

Docket No AM-0010

As a below named inventor, I hereby declare that.

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

HYBRID ELECTRIC VEHICLE DC POWER GENERATION SYSTEM

the specification of which was filed on **06/30/2000** as United States Application Number **09/609,099**

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, 1.56.

I hereby appoint the following attorney to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: ALBERT J. MILLER

Address all telephone calls to Albert J. Miller at (707) 964-1154

Address all correspondence to Albert J. Miller
24441 Hillshore Drive
Westport, CA 95488

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon

Full name of sole inventor EVERETT R. GEIS

Sole inventor's signature *Everett R. Geis* Date July 19, 2000

Residence Orange, CA Citizenship U.S.A

Post Office Address 7536 East Twin Leaf Trail, Orange, CA 92869

VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) & 1.27(b))--INDEPENDENT INVENTOR

Docket No. AM-0010

Applicant Everett R. Geis

Application No. 09/609,099

Filed: 06/30/2000

Title: **HYBRID ELECTRIC VEHICLE DC POWER GENERATION SYSTEM**

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees to the Patent and Trademark Office described in the application identified above.

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e)

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below.

Capstone Turbine Corporation
21211 Nordhoff Street
Chatsworth, CA 91311

Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities (37 CFR 1.27)

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF INVENTOR Everett R. Geis

Everett R. Geis
Signature

July 19, 2000
Date

VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) & 1.27(c))--SMALL BUSINESS CONCERN

Docket No AM-0010

Applicant: Everett R. Geis

Application No. 09/609,099

Filed: 06/30/2000

Title: **HYBRID ELECTRIC VEHICLE DC POWER GENERATION SYSTEM**

I hereby declare that I am an official of the small business concern empowered to act on behalf of the concern identified below.

NAME OF SMALL BUSINESS CONCERN Capstone Turbine Corporation
ADDRESS OF SMALL BUSINESS CONCERN 21211 Nordhoff Street, Chatsworth, CA 91311

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.12, and reproduced in 37 CFR 1 9(d), for purposes of paying reduced fees to the United States Patent and Trademark Office, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention described in the application identified above.

If the rights held by the above identified small business concern are not exclusive, each individual, concern, or organization having rights in the invention must file separate verified statements averring to their status as small entities, and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1 9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1 9(d), or a nonprofit organization under 37 CFR 1 9(e)

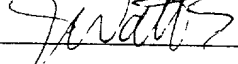
Each person, concern or organization having any rights in the invention is listed below:
No such person, concern, or organization exists.

Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1 27)

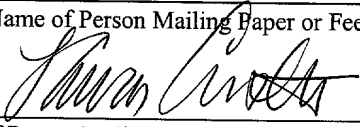
I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1 28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING Jeffrey R. Watts
TITLE OF PERSON IF OTHER THAN OWNER Senior Vice President, Finance and Administration
ADDRESS OF PERSON SIGNING 21211 Nordhoff Street, Chatsworth, CA 91311

SIGNATURE  DATE 7-18-00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s) : Geis, E.	)	<u>CERTIFICATE OF MAILING</u>
Serial No. : 09/609,099	)	<u>UNDER 37 CFR 1.08</u>
Filed : 6/30/00)	
For : Hybrid Electric Vehicle DC	)	<u>August 23, 2001</u>
Power Generation System	)	I hereby certify that this paper or fee is being deposited with
Examiner : Julio C. Gonzalez	)	the United States Postal Service as First Class Mail on the date
Art Unit : 2834	)	indicated above and is addressed to the Assistant Commissioner
	)	of Patents, Washington, D.C. 20231.
)	
	)	<u>Laura Custer</u>
	)	Typed or Printed Name of Person Mailing Paper or Fee
)	
	)	Signature of Person Mailing Paper or Fee

POWER OF ATTORNEY
AND
REVOCATION OF PREVIOUS POWERS

Commissioner for Patents
Washington, D.C. 20231

Sir:

Pursuant to 37 C.F.R. §§ 1.36, I hereby revoke all previous powers of attorney or authorizations of agent given in the above-identified patent application and hereby appoint IRELL & MANELLA LLP, 1800 Avenue of the Stars, Suite 900, Los Angeles, California 90067, telephone number (310) 277-1010 (**direct all communications to Rachele Wittwer**) and:

<u>Attorney</u>	<u>Reg. No.</u>	<u>Attorney</u>	<u>Reg. No.</u>
Norman E. Brunell	26,533	Andrei Iancu	41,862
Ben Yorks	33,609	Babak Redjaian	42,096
Carol Schneider	34,923	Paul Backofen	42,278
Gary Frischling	35,515	Robert Popa	43,010
Kimberley G. Nobles	38,255	Peter J. Wied	43,264
Raj Sardesai	39,825	Nicola Bird	45,478
Samuel K. Lu	40,707	Andrew Choung	46,622
Lisa Partain	40,763	Julia A. Hodge	46,755
Flavio Rose	40,791		
Benjamin Hattenbach	41,820		

(all of the same address), and any and all attorneys associated therewith after this date, individually and collectively my attorneys to transact all business in the Patent and Trademark Office connected therewith and with the resulting patent.

I am the:

☐

Applicant.

☒

Assignee of record of the entire interest;

and pursuant to 37 C.F.R. § 3.71 I hereby state that I am the assignee of record of the entire interest in the patent application identified above by virtue of an assignment from the inventor(s) of the patent application identified above. The assignment was recorded in the Patent Office at Reel 011008, Frame 0474, and a copy thereof is attached.

Signature of Applicant or Assignee of Record

Name: Jeffrey Watts

Signature: Jeffrey Watts

Date: 12-18-00

ASSIGNMENT OF PATENT APPLICATION

WHEREAS, Everett R. Geis of 7536 East Twin Leaf Trail, Orange, CA 92869, hereinafter referred to as "ASSIGNOR", is the sole inventor of the invention described and set forth in **HYBRID ELECTRIC VEHICLE DC POWER GENERATION SYSTEM** for which an application for a United States Patent was filed on 06/30/2000, Application Number 09/609,099.

WHEREAS, Capstone Turbine Corporation, a Delaware corporation, located at 21211 Nordhoff Street, Chatsworth, CA 91311, hereinafter referred to as "ASSIGNEE", wants to acquire an interest in the invention and application and in any Letters Patent and Registrations which may be granted on the same;

NOW, THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged by Assignor, Assignor has assigned, and by these presents does hereby assign to Assignee, all right, title and interest in and to the said invention and all future improvements thereon, and in and to any Letters Patent and Registrations which may hereafter be granted on the same in the United States and all countries throughout the world, and to claim the priority from the application as provided by the Paris Convention. The right, title and interest is to be held and enjoyed by Assignee and Assignee's successors and assigns as fully and exclusively as it would have been held and enjoyed by Assignor had this assignment not been made, for the full term of any Letters Patent and Registrations which may be granted thereon, or any division, renewal, continuation in whole or in part, substitution, conversion, reissue, prolongation or extension thereof.

Assignor further agrees that Assignor will, without charge to Assignee, but at Assignee's expense, (a) cooperate with Assignee in the prosecution of U. S. patent applications and foreign counterparts on the invention and any improvements, (b) execute, verify, acknowledge and deliver such further papers, including patent applications and instruments of transfer, and (c) perform

such other acts as Assignee lawfully may request to obtain or maintain Letters Patent and Registrations for the invention and improvements in any and all countries, and to vest title thereto in Assignee, or Assignee's successors and assigns.

IN TESTIMONY WHEREOF, Assignor has signed his name on the date indicated.

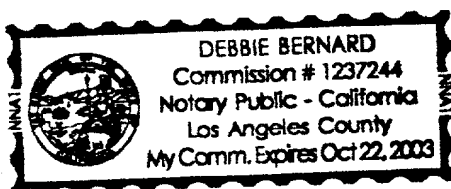
Dated: July 19, 2000

Everett R. Geis
Everett R. Geis

STATE OF CALIFORNIA)
)
COUNTY OF LOS ANGELES) ss.

On July 19, 2000 before me, Debbie Bernard, Notary Public, personally appeared Everett R. Geis, personally known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.



Debbie Bernard
Signature of Notary Public